

FIRST REGULAR SESSION

HOUSE BILL NO. 76

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES ROWLAND (Sponsor) AND COOKSON (Co-sponsors).

0477L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 161.209, RSMo, and to enact in lieu thereof one new section relating to Missouri school improvement program standards.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 161.209, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 161.209, to read as follows:

161.209. 1. The department of elementary and secondary education has an affirmative duty to seek comment on its rules, regulations, and policies after their final approval or implementation. The department shall undertake such review on existing rules, regulations, and policies on an ad hoc, periodic basis with a priority given to such rules, regulations, and policies that could successfully be revised without affecting student achievement to accommodate periods when there is no increase in the appropriation for basic state aid funding pursuant to section 163.031 from one fiscal year to the next or when withholdings of appropriated funds result in a situation equivalent to no increase in such appropriation.

2. For [fiscal years 2011, 2012, and 2013, if] **any fiscal year in which** the appropriation for subsections 1 and 2 of section 163.031 is less than the annualized calculation of the amount needed for [the phase-in required under subsection 4 for] that fiscal year or the appropriation for transportation as provided in subsection 3 of section 163.031 is funded at a level that provides less than seventy-five percent of allowable costs, the department shall not penalize any district [undergoing its accreditation review] for a failure to meet resource standards under the Missouri school improvement program. If the governor withholds funds for the school funding formula basic apportionment under section 163.031 in [fiscal years 2011, 2012, and 2013] **any fiscal year**, school districts [undergoing accreditation review] in the fiscal year following the fiscal

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 year of withholding shall not be penalized for failure to meet resource standards under the
19 Missouri school improvement program.

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